

19890619

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 19, 1989
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor McCarty at 2:10 p.m. Deputy Mayor McCarty adjourned the meeting at 4:26 p.m. into Closed Session on Tuesday, June 20, 1989 at 9:15 a.m. in the twelfth floor conference room to discuss pending litigation and meet and confer issues.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-excused by R-274056
(other official City business)
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (tm)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-not present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present

- (6) Council Member Henderson-not present
- (7) Council Member McCarty-present
- (8) Council Member Filner-not present

ITEM-10: INVOCATION

Invocation was given by Chaplain David DeHaas,
Chaplain Coordinator for the San Diego County Jail.

FILE LOCATION: MINUTES

Jun-19-1989

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Wolfsheimer.

FILE LOCATION: MINUTES

* ITEM-50: (O-89-217) ADOPTED AS ORDINANCE O-17314 (New
Series)

Amending Chapter X, Article 1, of the San Diego Municipal
Code by adding Division 20, Section 101.2001, establishing
a Recycling Facilities Ordinance for commercial and
industrial zones.

(Introduced on 6/6/89. Council voted 6-0. Districts 1, 3
and 5 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A129-132.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND
ADOPT. Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

* ITEM-51: (O-89-210) ADOPTED AS ORDINANCE O-17315 (New
Series)

Amending Chapter IX, Article 5, Division 1, of the San Diego Municipal Code, by amending Section 95.0101, relating to the Display of Banners on Broadway, between Harbor Drive and 17th Street.

(Centre City Community Area. District-8. Introduced on 6/6/89. Council voted 6-0. Districts 1, 3 and 5 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A129-132.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-52: (O-89-181) INTRODUCED AS AMENDED, TO BE ADOPTED
JULY 10, 1989

Introduction of an Ordinance amending Chapter III, Article 3, of the San Diego Municipal Code by amending and renumbering Section 33.1406.1, relating to Hours for Soliciting, by prohibiting door to door solicitation from the beginning of darkness to 8:00 a.m.
(See City Manager Report CMR-89-178.)

COMMITTEE ACTION: Initiated by PSS on 5/31/89.

Recommendation to approve the Ordinance. Districts 2, 3, 4, 6 and 7 voted yea.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A132-204.)

MOTION BY ROBERTS TO INTRODUCE AS AMENDED BY CHANGING THE PROHIBITED SOLICITATION HOURS FROM "DARKNESS TO 8:00 A.M." TO "SUNSET TO 8:00 A.M.". Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-100: (R-89-2281) ADOPTED AS RESOLUTION R-273746

Awarding a contract to Cues, Inc. for the purchase of one

television equipped step side van for a total actual cost of \$170,451, including tax. (BID-0340/89)
Aud. Cert. 8901024.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-101: (R-89-2285) ADOPTED AS RESOLUTION R-273747

Awarding a contract to Loredan Biomedical, Inc. for the purchase of one Computer Controlled Isokinetic Evaluation/Exercise Machine, for a total cost of \$38,124.10, including tax and terms. (BID-0622/89)
Aud. Cert. 8901023.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-102: (R-89-2298) ADOPTED AS RESOLUTION R-273748

Awarding contracts for the purchase of Type III Asphalt Concrete, as may be required for a period of one year beginning July 1, 1989 through June 30, 1990, for an estimated cost of \$1,758,142.40, including tax and terms, as follows: (BID-0665/89)
1. Industrial Asphalt for Sections I and II.
2. Gulf Oil Co. for Section III.

FILE LOCATION: MEET CONTFY89-2

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-103: (R-89-2286) ADOPTED AS RESOLUTION R-273749

Awarding a contract to American Processing Co., Inc. for furnishing digester sludge hauling service, as may be required for a period of one year beginning August 1, 1989 through July 31, 1990, for an estimated cost of \$38,400, with options to renew the contract for four additional one year periods, with price escalations not to exceed 15 percent of prices in effect at the end of each prior year; authorizing contingency contracts for this service, in the event the primary contractor is unable to haul all the sludge required, with Pacific Environmental Management Corp., United Pumping Service, Inc., and IT Corporation. (BID-0640/89)

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-104: (R-89-2288) ADOPTED AS RESOLUTION R-273750

Awarding a contract to P & P Enterprises, Inc., for Lake Murray Community Park Improvements - Phase III; authorizing the City Auditor and Comptroller to transfer \$32,550 from PSD Fund No. 14000 to CIP-29-665, Lake Murray Community Park - Phase III; authorizing the expenditure of an amount not to exceed \$32,550 from PSD Fund No. 14000, CIP-29-665, Lake Murray Community Park - Phase III, to supplement funds previously authorized by Resolution R-273043, adopted on March 20, 1989, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-0510/89)

(Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: This project is the third phase of development at Lake Murray Community Park located on Murray Drive in the Navajo Community. The project will

replace existing facilities privately financed by youth leagues with City standard facilities. The City Council approved advertising for bids for this project on March 20, 1989. On April 19, 1989, six bids were received and the low bid is \$223,125, 14.5 percent over the estimate of \$194,925. Because of budgetary constraints, the project's scope has been reduced to a minimum and any further reduction will not accommodate the community's needs. It is the Manager's opinion that readvertising would not produce lower bids. Therefore, award of a contract to the low bidder, P & P Enterprises, Inc. is recommended. An additional \$32,550 is required to offset the difference from our estimate and to cover additional contract administration costs.
Aud. Cert. 8901011.

FILE LOCATION: CONT - P & P Enterprises, Inc.
CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-105:

Three actions relative to the Construction of Water Main Replacement Group 458:

(Barrio Logan/Harbor 101 Community Area. District-8.)

Subitem-A: (R-89-2290) ADOPTED AS RESOLUTION R-273751

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Inviting bids for the Construction of Water Main Replacement Group 458 on Work Order No. 180251; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$1,508,533 from Water Revenue Fund 41502, CIP-73-083, Annual Allocation - Water Main Replacements, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-0766/89)

Subitem-B: (R-89-2291) ADOPTED AS RESOLUTION R-273752

Certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-1082, dated March 21, 1989, in connection with the Construction of Water Main Replacement Group 458, has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-C: (R-89-2292) ADOPTED AS RESOLUTION R-273753

Authorizing the use of City Forces to make connections and perform operational checks as required in connection with the Construction of Water Main Replacement Group 458; declaring that the cost of said work shall not exceed \$149,094.

CITY MANAGER SUPPORTING INFORMATION: Water Main Replacement Group 458 proposes to replace existing cast iron mains in the Barrio Logan area of the City of San Diego as part of the continuing Annual Capital Improvements Program. The project will install 11,458 linear feet of 12-inch water main. The proposed Group 458 is the last project for the replacement of old and deteriorated water mains in the Barrio Logan area. Mains in adjacent streets have been renovated by Group 445 and currently construction is underway on Group 452. Group 458 will increase reliability while providing adequate capacity for the Barrio Logan Community.

Aud. Cert. 8900885.

WU-P-89-144.

FILE LOCATION: W.O. 180251 CONT - MUR-VIC Construction Co. CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-106:

Two actions relative to the Construction of Water and Sewer Main Replacement Group 469:
(Mid-City and Southeast San Diego Community Areas.
Districts-3 and 4.)

Subitem-A: (R-89-2293) ADOPTED AS RESOLUTION R-273754

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Inviting bids for the Construction of Water and Sewer Main Replacement Group 469 on Work Order Nos. 170611/170551/180431; authorizing the execution of a

contract with the lowest responsible bidder; authorizing

the expenditure of funds not to exceed \$1,873,797 (\$858,533 from Water Revenue Fund 41502, CIP-73-083, Annual Allocation - Water Main Replacements and \$1,015,244 from Sewer Revenue Fund 41506, CIP-44-001, Annual Allocation - Sewer Main Replacements), contingent upon the approval of the Fiscal Year 1990 budget, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-0765/89)

Subitem-B: (R-89-2294) ADOPTED AS RESOLUTION R-273755

Authorizing the use of City Forces to do all the work to make connections and perform operational checks as required in connection with the above construction; declaring that the cost of said work shall not exceed \$83,323.

CITY MANAGER SUPPORTING INFORMATION: Water and Sewer Main Replacement Group 469 is part of the ongoing Capital Improvement Program. This project consists of the construction of 8,193 feet of new 6, 8 and 12-inch water mains to replace existing deteriorated and undersized cast iron mains and the construction of 7,548 feet of new 8 and 10-inch sewer mains to replace existing deteriorated and undersized concrete mains in the Southeast San Diego and Mid-City Community Areas. The existing water mains in the Southeast San Diego area have experienced over 19 breaks per mile of pipe. This rate is higher than the City-wide average of 7 breaks per mile, substantiating the need for replacement. In order to minimize the street resurfacing needs, the old concrete sewers within the limits of the project are also being replaced. The existing sewers in the Mid-City area were added to this project to expedite their replacement. The sewers in this area have had problems with clogging and they are on an accelerated cleaning schedule until they are replaced. The new facilities, in addition to reducing operating and maintenance costs, will provide adequate water and sewer capacity to the surrounding area.

Aud. Cert. 9000013.

WU-P-89-116.

FILE LOCATION: W.O. 170611 / 170551 / 180431

CONT - Arrieta Construction, Inc. CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-107: (R-89-2289) ADOPTED AS RESOLUTION R-273756

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Inviting bids for the Construction of Traffic Signal and Street Lighting at Rueda Drive and Tierrasanta Boulevard on Work Order No. 119239; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$98,200 from Fund 30244, CIP-62-275, Traffic Signals - FBA Funded, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-62-275, Traffic Signals - FBA Funded. (BID-0767/89)

(Tierrasanta Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The subject FY-89 Capital Improvement Program Project Intersection is currently controlled by 2-way stop signs for north and southbound traffic on Rueda Drive at Tierrasanta Boulevard. Installation of a traffic signal will provide the orderly assignment of right-of-way to vehicular and pedestrian traffic.
Aud. Cert. 8900960.

FILE LOCATION: W.O. 119239

CONT - D&H Perry, Inc dba Perry Electric CONFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-108: (R-89-2287) ADOPTED AS RESOLUTION R-273757

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Inviting bids for the Restroom Renovation, War Memorial Building, Balboa Park on Work Order No. 119375; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$58,000 from Fund 102242, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess

budgeted funds, if any, to the appropriate reserves.
(BID-0754/89)

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The interior public areas and restrooms have deteriorated in this high-use Balboa Park facility. The upgrading and refurbishment of this facility will ease maintenance requirements and address needed repairs.
Aud. Cert. 8900878.

FILE LOCATION: W.O. 119375 CONT - National Bath, A Division of P.W. Ham Enterprises, Inc. CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-109: (R-89-2474) ADOPTED AS RESOLUTION R-273758

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Inviting bids for the Ocean Beach Pier Rehabilitation on Work Order No. 118963; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Manager to accept a grant of \$500,000 from the State of California Wildlife Conservation Board for the Ocean Beach Pier Rehabilitation project; authorizing the execution of a first amendment to the agreement with Ferver Engineering Company, filed as Document No. RR-271677 on August 22, 1988, increasing the maximum compensation by \$20,000; authorizing the expenditure of funds not to exceed \$2,175,000 (\$1,675,000 from Capital Outlay Fund 30244 and \$500,000 from state grant) from CIP-29-600, Ocean Beach Pier - Reconstruction, contingent

upon approval of the FY 90 budget, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-29-600, Ocean Beach Pier - Reconstruction. (BID-0746/89)

(Ocean Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The Ocean Beach Municipal Fishing Pier constructed in 1966, is 20 feet wide and nearly one-half mile in length. It is constructed of reinforced concrete. This FY 89 and FY 90 project will provide structural repairs necessary to extend the life of the pier. In August 1988, the City entered into an agreement with Ferver Engineering

Company for an updated inspection and detail design plans and specifications for a construction contract to perform structural repairs. During the design effort, it became necessary to perform more thorough underwater inspections of cracks in the piling and to redesign the original piling repair scheme. In addition, work on design of the utility, guard rail and gate repairs was more extensive than originally anticipated. The first amendment to agreement with Ferver Engineering Company authorizes the necessary additional inspection and design work. The pier will be closed to public use during the approximate one year construction period; however, the contractor will be required to make the pier available for public events for three days; July 4th and the first Saturday of December for fireworks shows and in January for a surfboard judging contest. Project funding includes a \$500,000 grant from the State Wildlife Conservation Board. Application for the grant and a 25-year cooperative agreement for operation and maintenance was approved by Council on July 11, 1988 (Resolution R-271694). The grant was approved by the WCB on August 11, 1988.

Aud. Cert. 8901021.

FILE LOCATION: W.O. 118963 CONT - Marathon Construction Corp.
CONTFY89-1 CCONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-110:

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Two actions relative to the Construction of Motor Control Centers - Point Loma Wastewater Treatment Plant:
(Point Loma Community Area. District-2.)

Subitem-A: (R-89-2471) ADOPTED AS RESOLUTION R-273759

Inviting bids for the Construction of Motor Control Centers - Point Loma Wastewater Treatment Plant on Work Order No. 171531; authorizing the execution of a contract with the lowest responsible bidder; authorizing the execution of Amendment No. 2 to the agreement with Brown and Caldwell Consulting Engineers, filed in the Office of the City Clerk as Document No. RR-266212, on July 14, 1986, increasing the maximum compensation by \$76,016; authorizing the City Auditor and Comptroller to transfer \$548,056 within the

Sewer Revenue Fund 41506, Metropolitan Wastewater Construction Program 70292, from the unexpended funds of the completed project, Anaerobic Digester No. 6, CIP-46-085, (30244-111-905060) to CIP-46-119, Annual Allocation - Point Loma Treatment Plant; authorizing the expenditure of funds not to exceed \$548,056 from the Sewer Revenue Fund 41506, CIP-46-119, Annual Allocation - Point Loma Treatment Plant for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-0768/89)

Subitem-B: (R-89-2472) ADOPTED AS RESOLUTION R-273760

Authorizing the use of City Forces to do all the work to make connections and perform operational checks as required in connection with the above construction; declaring that the cost of said work shall not exceed \$5,000.

CITY MANAGER SUPPORTING INFORMATION: The Construction of the Motor Control Centers project is an integral part of the expansion and upgrade of the Point Loma Wastewater Treatment Plant initiated with the Expansion of the Headworks and Grit Removal Facilities project, CIP-46-094.0. On July 15, 1986, the City entered into an agreement with Brown and Caldwell, Consulting Engineers, to provide engineering services for the Expansion of Headworks and Grit Removal Facilities project. On March 10, 1988, the City expanded Brown and Caldwell's scope of work to include the preparation of plans and specifications for the Construction of Motor Control Centers at the Point Loma Wastewater Treatment Plant. The construction of Motor Control Centers project provides for relocating and replacing the

existing manually operated motor controllers used to operate the Headworks and Grit Removal sections of the plant with new automatic motor control centers, which will be located in one building, providing automatic control for all of the existing equipment. The project will also provide better protection for the motor controllers from the corrosive environment (particularly for those currently housed in the Headworks Building), provide necessary additional circuit breaker capacity for Power Center No. 2, and improve the overall efficiency of the plant's operation.

Aud. Cert. 8900869.

WU-P-89-142.

FILE LOCATION: W.O. 171531 CONT - Amelco Electric, Inc.
CONFY89-1 CCONFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-111: (R-89-2505) ADOPTED AS RESOLUTION R-273761

Authorizing the City Manager to release a portion of the surety issued by the American Insurance Company, in connection with the Subdivision Improvement Agreement for Cabo Santa Fe, in the form of Performance Bond No.

11141229200, so that the same is reduced as follows:

1. For faithful performance, to the sum of \$270,569.
2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$135,284.50.

(Via de la Valle Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On July 25, 1988, the City entered into an agreement with M.J. Brock and Sons, Inc. for the construction of public improvements for Cabo Santa Fe. Performance Bond No. 11141229200, issued by American Insurance Company in the amount of \$640,400, was provided by the subdivider. The agreement expires July 25, 1990. Seventy-seven percent of the work has been completed to the satisfaction of the City Engineer, and the subdivider has requested a partial release of surety. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. In accordance with Council Policy 800-11, it is recommended that the surety be reduced by an amount which is 75 percent of the value of the work completed. Therefore, 57.75 percent of the original surety will be released which will reduce the surety to \$270,569.

FILE LOCATION: SUBD - Cabo Santa Fe

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-112: (R-89-2504) TRAILED TO TUESDAY, JUNE 20, 1989 A.M.

Authorizing and directing the City Engineer to issue a special permit to Chevron Land and Development Company, to commence grading work in the subdivision known as North Torrey Pines Science Center, within

the Hillside Review Overlay Zone, prior to the filing of the subdivision map, upon payment of all fees and presentation of full surety to cover all improvements which will be included in the Subdivision Improvement Agreement for North Torrey Pines Science Center.

(District-1.)

CITY MANAGER SUPPORTING INFORMATION: Section 102.0318 of the Municipal Code authorizes the City Engineer to issue a special permit to do work prior to the filing of a final subdivision map, except when the subdivision is located within the Hillside Review (HR) Overlay Zone. When the subdivision is in the HR Zone, City Council must authorize the issuance of a special permit to allow work to start before the final map is filed. The subdivider has requested that he be allowed to start grading immediately to assure establishment of erosion control measures prior to the rainy season. The tentative map, PID and HR were approved by the Subdivision Board on September 26, 1988. The Coastal Permit was approved on April 19, 1989. The improvement plans have been completed and the final map is expected to be ready for Council consideration in approximately 8 weeks. Before a special permit is issued by the City Engineer, if so authorized by Council, the subdivider will be required to pay all fees and provide a full surety to cover all the improvements included in the Subdivision Improvement Agreement.

FILE LOCATION: SUBD - North Torrey Pines Science Center

COUNCIL ACTION: (Tape location: A205-266.)

* ITEM-113: (R-89-2446) ADOPTED AS RESOLUTION R-273762

Vacating Carmel View Road east and west of Caminito del Mar Shores in connection with Carmel Valley Center (TM-87-0228), under the procedure for the summary vacation of streets where a street has been superseded by relocation; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and

operating public utilities of any kind or nature; reserving and excepting the right, from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewals thereof; declaring that the easement reserved herein is in, under, over, upon, along and across Carmel View Road; designating a portion of the

easement reserved for use as a private street and naming the same Caminito del Mar Shores; declaring that this resolution shall not become effective unless and until the final map for Carmel Valley Center (TM-87-0228) has been approved and recorded in the office of the County Recorder. In the event that the final map for Carmel Valley Center is not recorded by November 12, 1993, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the completion of the subdivision map.

(North City West Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The subject vacation has been requested in connection with Carmel Valley Center (TM-87-0228). Under the tentative map, Carmel View Road is to be realigned and relocated to provide a tee-intersection with future Carmel Center Road. The tentative map proposes subdivision of 13.5 acres into seven parcels for commercial development and a mini-park. The vacation area will be utilized to create part of the mini-park. The area-of-vacation totals 30,176 square feet and is located in Neighborhood 6 of the North City West Community. The vacation area will not affect density or future development since it will be utilized as part of a mini-park, as designated in the Precise Plan for North City West Neighborhood 6, as indicated in the conditions of the tentative map for Carmel Valley Center (TM-87-0228). The Planning Commission recommended approval of the tentative map, street vacation, and related development permit on November 12, 1987. The subject right-of-way is improved with full-width pavement, curbs, and with sidewalks along its northerly side. The right-of-way also contains public utilities and franchise facilities for which an easement is to be reserved. A part of the general utility easement will also serve as an extension of Caminito Del Mar Shores. Upon the approval and filing of the final map for Carmel Valley Center (TM-87-0228), which requires the realignment of Carmel View Road, the subject vacation area will no longer be required. Staff review has indicated that the right-of-way to be vacated will no longer be required for present or prospective public use and may be summarily vacated

conditioned upon the approval of the final map for Carmel Valley Center (TM-87-0228).

FILE LOCATION: STRT J-2720 DEED F-4958 DEEDFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-114:

Two actions relative to the India Street/Cedar Street (Ash Street to Laurel Street) Underground Utility District:
(Centre City Community Area. District-2.)

Subitem-A: (R-89-2443) ADOPTED AS RESOLUTION R-273763

19890619

Designating August 1, 1989 as the date upon which all property in the India Street/Cedar Street (Ash Street to Laurel Street) Underground Utility District must be ready to receive underground service and October 1, 1989 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-89-2444 Rev.1) ADOPTED AS RESOLUTION R-273764

Authorizing the City Auditor and Comptroller to open Fund No. 78037 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the India Street/Cedar Street (Ash Street to Laurel Street) Underground Utility District; authorizing the City Treasurer to receive these funds from the San Diego Gas and Electric Company; authorizing payment to all property owners in the India Street/Cedar Street (Ash Street to Laurel Street) Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of trenching exceeds 15 feet; authorizing the City Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds upon written notice that all electric service conversions within a particular district have been completed.

CITY MANAGER SUPPORTING INFORMATION: The India Street/Cedar Street (Ash Street to Laurel Street) Underground Utility

District was created by the City Council on January 19, 1988. The resolution creating the district left the matter of the actual dates for converting services and removing overhead

facilities to be established later. This action will set August 1, 1989 as the Customer Ready Date, which will require that, upon this date, all affected customers within the Underground Utility District must have their services prepared to receive service from the new underground system. This action will also establish October 1, 1989 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the Underground Utility District must be removed. The Utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: STRT K-183

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-115:

Two actions relative to the Bay Terraces Landscape Maintenance District Areas 1 and 5:

(South Bay Terraces Community Area. District-4.)

Subitem-A: (R-89-2353) ADOPTED AS RESOLUTION R-273765

Resolution of Intention to levy and collect assessments on Bay Terraces Landscape Maintenance District Areas 1 and 5.

Subitem-B: (R-89-2354) ADOPTED AS RESOLUTION R-273766

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessment for the Bay Terraces Landscape Maintenance District. The district provides for the maintenance of four acres of open space. The Fiscal Year 1990 proposed maintenance costs for the district are as follows:

	Area 1	Area 5	Total	
Contractual Maintenance	\$10,601	\$ 4,264	\$14,865	
Personnel	1,962	1,962	3,924	
Utilities	3,000	0	3,000	
Incidentals	2,679	3,020	5,699	
Total Expenses	\$18,242	\$ 9,246	\$27,488	
Reserve	1,706	807	2,513	
Total	\$19,948	\$10,053	\$30,001	
Less Carry-over & Interest	1,100	1,100	2,200	
Less City Contribution	50	50	100	
Assessed to District	\$18,798	\$ 8,903	\$27,701	

For Area 1, the annual assessment for Fiscal Year 1990 is \$48 compared to \$44 for Fiscal Year 1989. For Area 5, the Annual assessment for Fiscal Year 1990 is \$104 compared to \$96 in Fiscal Year 1989. The district consists of Areas 1 and 5 only.

FILE LOCATION: STRT M-196

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-116:

Two actions relative to the Coronado View Landscape and Lighting Maintenance District:

(Southeast San Diego Community Area. District-4.)

Subitem-A: (R-89-2356) ADOPTED AS RESOLUTION R-273767

Resolution of Intention to levy and collect assessments on Coronado View Landscape and Lighting Maintenance District.

Subitem-B: (R-89-2357) ADOPTED AS RESOLUTION R-273768

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessment for Coronado View Landscape and Lighting Maintenance District. The district provides landscape maintenance, and street light energy and maintenance. The Fiscal Year 1990 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 5,400
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Personnel	3,920
Utilities	2,000
Incidentals	3,542
Total expenses	\$14,862
Reserve	1,252
Total	\$16,114
Less Carry-over and Interest	6,200
Less City Contribution	
-0-Assessed to District	\$ 9,914

The proposed unit annual assessment for Fiscal Year 1990 is \$85 as compared to \$81 for Fiscal Year 1989.

FILE LOCATION: STRT M-200

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-117:

Two actions relative to the Downtown Street Tree Maintenance District:

(Centre City Community Area. District-8.)

Subitem-A: (R-89-2468) ADOPTED AS RESOLUTION R-273769

Resolution of Intention to annex territory to the district and to levy and collect assessments on the Downtown Street Tree Maintenance District.

Subitem-B: (R-89-2499) ADOPTED AS RESOLUTION R-273770

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessment for the Downtown Street Tree Maintenance District. The district provides landscaping and special area maintenance to Downtown Street Trees, Centre City Way ("C" Street Mall), Horton Plaza Retail Center, Central City area (sidewalk sweeping) and East Broadway. The Fiscal Year 1990 proposed combined maintenance costs for the district are as follows:

Contractual Services	\$106,809
Personnel	258,969

Utilities	9,250
Incidentals	112,869
Total Expenses	\$487,897
Reserve	28,821
Total	\$516,718
Less Carry-over & Interest	75,000
Assessed to District	\$441,718

The proposed assessment to the district for Fiscal Year 1990 is approximately \$442,000 as compared to \$340,000 for Fiscal Year 1989. For Fiscal Year 1990, district size has been increased with new zones along Broadway between Pacific Highway and 12th Avenue, and Eighth Avenue between "L" Street and Harbor Drive. With increasing numbers of people visiting and working in the downtown area, greater quantities of litter and debris are generated to be cleaned up. These two factors coupled with a normal inflationary increase account for the bulk of the increased cost to the district.

FILE LOCATION: STRT M-179

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-118:

Two actions relative to the Lopez Canyon Stormwater Retention Basin Maintenance District:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-89-2383) ADOPTED AS RESOLUTION R-273771

Resolution of Intention to levy and collect assessments in the Lopez Canyon Stormwater Retention Basin Maintenance District.

Subitem-B: (R-89-2384) ADOPTED AS RESOLUTION R-273772

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessment for Lopez Canyon Stormwater Retention Basin Maintenance District. The district provides maintenance for the retention basin. The Fiscal Year 1990

proposed maintenance costs for the district are as follows:

Incidental Expenses	
(City Forces)	\$ 3,000
General Purpose Reserve	5,000
Major Maintenance Reserve	7,000
Total Expenses	\$15,000
Less Carry-over & Interest	15,000
Assessed to District	\$ 0

The carry-over and interest from the previous year is \$15,000. The proposed expenditure in Fiscal Year 1990 is \$3,000. The balance (\$12,000) remaining in Fiscal Year 1990 is sufficient to continue to provide a \$7,000 Major Maintenance Reserve and \$5,000 for a General Purpose Reserve. Consequently, no assessments to the district are proposed for Fiscal Year 1990. The amount assessed to the district in Fiscal Year 1989 was also zero.

FILE LOCATION: STRT M-197

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-119:

Two actions relative to the Mid-City Landscape and Lighting Maintenance District:
(Mid-City Community Area. District-3.)

Subitem-A: (R-89-2501) ADOPTED AS RESOLUTION R-273773

Resolution of Intention to annex territory to the district and to levy and collect assessments on the Mid-City Landscape and Lighting Maintenance District.

Subitem-B: (R-89-2502) ADOPTED AS RESOLUTION R-273774

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessments for five of the

existing six subdistricts and proposes the annexation of a section of Adams Avenue between 30th Street and Boundary Street

as subdistrict 7. Proposed improvements for subdistrict 2 were delayed, consequently no maintenance is projected for this subdistrict and for the new subdistrict 7 in Fiscal Year 1990. Fiscal Year 1990 is the first year maintenance will be provided in subdistricts 4 and 5. The proposed maintenance costs for subdistricts 1, 3, 4, 5 and 6 during Fiscal Year 1990 are as follows:

Contractual Maintenance	\$26,600
Personnel	9,805
Utilities	3,300
Incidentals	12,479
Total Expenses	\$52,184
Reserve	4,630
Total	\$56,814
Less Carry-over & Interest	24,500
Less City Contribution	0
Assessed to District	\$32,314

In Fiscal Year 1990, the assessments per frontage foot in subdistricts 1, 3, 4, 5 and 6 are \$6, \$6, \$2, \$4 and \$8 respectively. The assessments per frontage foot for subdistricts 1, 3 and 6 in Fiscal Year 1989 were \$6, \$15 and \$15. The decreases in assessments for subdistricts 3 and 6 are due to larger carry-over amounts credited to Fiscal Year 1990.

FILE LOCATION: STRT M-192

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-120:

Three actions relative to the San Diego Street Lighting Maintenance District No. 1:

Subitem-A: (R-89-2202) ADOPTED AS RESOLUTION R-273775

Initiating proceedings for annexation to the San Diego Street Lighting Maintenance District No. 1.

Subitem-B: (R-89-2203) ADOPTED AS RESOLUTION R-273776

Resolution of Intention to levy and collect assessments on

the San Diego Street Lighting Maintenance District No. 1.
Subitem-C: (R-89-2204) ADOPTED AS RESOLUTION R-273777

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessment for the San Diego Lighting Maintenance District No. 1. The district provides street light energy and maintenance for areas with lighting levels above the normal for City-wide "safety" lighting. As part of this action, it is proposed to annex Newport Avenue Street Lighting Maintenance District as area No. 68 to the district. It is also proposed to annex an area bounded by Island Avenue, "J" Street, Third Avenue and Fourth Avenue to existing area 1 of the district. The Fiscal Year 1990 proposed district costs are as follows:

Electrical Energy	\$ 262,800
Maintenance - Operations	200,000
Maintenance - Major Repair & Paint	200,000
Centre City Maint. Program	11,500
Incidentals & Miscellaneous	19,700
Total Expenses	\$ 694,000
Reserve	964,440
Total	\$1,658,440
Less Carry-over & Interest	1,191,112
Less City Contribution	267,328
Assessed to District	\$ 200,000

The amount assessed to the district for Fiscal Year 1990 is \$200,000 compared to \$470,000 in Fiscal Year 1989. The decrease in the assessment amount reflects an effort to start to reduce the large carry-over that was accumulated during the past few years as a result of conservative energy and maintenance costs projections.

FILE LOCATION: STRT M-186

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-121:

Two actions relative to the San Ysidro Boulevard Landscape

Maintenance District:
(San Ysidro Community Area. District-8.)
Subitem-A: (R-89-2428) ADOPTED AS RESOLUTION R-273778

Resolution of Intention to levy and collect assessments in
the San Ysidro Boulevard Landscape Maintenance District.
Subitem-B: (R-89-2429) ADOPTED AS RESOLUTION R-273779

Approving the City Engineer's Report.
CITY MANAGER SUPPORTING INFORMATION: The public hearing
establishes the annual assessment for the San Ysidro Boulevard
Landscape Maintenance District. The district provides
maintenance for the landscaping, decorative pavement, decorative
sidewalk and street amenities such as bollards, benches and
planter boxes. The Fiscal Year 1990 proposed maintenance costs
for the district are as follows:

Contractual Maintenance	\$15,293
Personnel	5,885
Utilities	2,650
Incidentals	8,945
Total Expenses	\$32,773
Reserve	2,924
Total	\$35,697
Less Carry-Over and Interest	9,500
Less City Contribution	125
Assessed to District	\$26,072

The assessments are based on the frontage along San Ysidro
Boulevard. The proposed unit assessment for Fiscal Year 1990 is
approximately \$1.30 per frontage foot of parcel. The assessment
amount in Fiscal Year 1989 was \$.60 per frontage foot. The

increase in the unit assessment reflects the fact that Fiscal
Year 1990 corresponds to a full year of maintenance compared to
only one-third year of operation in Fiscal Year 1989.

FILE LOCATION: STRT M-198

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-122:

Two actions relative to the Tierrasanta Landscape and
Lighting Maintenance District:

(Tierrasanta Community Area. District-7.)

Subitem-A: (R-89-2415) ADOPTED AS RESOLUTION R-273780

Resolution of Intention to levy and collect assessments on
the Tierrasanta Landscape and Lighting Maintenance
District.

Subitem-B: (R-89-2416) ADOPTED AS RESOLUTION R-273781

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing
establishes the annual assessment for the Tierrasanta Landscape
and Lighting Maintenance District. The district provides for
the maintenance of open space, center islands, and street light
and street name standards. The Fiscal Year 1990 proposed
maintenance costs for the district are as follows:

Contractual Maintenance	\$251,082
Personnel	39,216
Utilities	84,000
Incidentals	41,322
Total Expenses	\$415,620
Reserve	51,426
Total	\$467,046
Less Carry-over & Interest	113,000

Less City Contribution	39,081
Assessed to District	\$314,965

The proposed unit assessment for Fiscal Year 1990 will be \$32
compared to \$31 for Fiscal Year 1989.

FILE LOCATION: STRT M-194

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-123:

Two actions relative to the 39th Street/Adams Avenue Park
- Acquisition:

(Mid-City (Normal Heights) Community Area. District-3.)
Subitem-A: (R-89-2460) ADOPTED AS RESOLUTION R-273782

Approving the acceptance by the City Manager of a grant deed of Robert R. Snyder and Peggy J. Snyder, granting to the City a portion of Villa Lot 196 of Normal Heights, Map-985; authorizing the expenditure of an amount not to exceed \$141,000 from CIP-29-566, Mid-City Park Site - Acquisition, Mid-City Park Development Fund 39094, for the acquisition of the above described real property and related costs.

Subitem-B: (R-89-2461) ADOPTED AS RESOLUTION R-273783

Certifying that the information contained in Environmental Negative Declaration END-89-0474, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: Acquisition of the subject property, located at 3937 Adams Avenue, will provide approximately 5,000 square feet of additional land for the

proposed 39th Street/Adams Avenue Park. The City and CalTrans currently own about 3.5 acres and, by acquiring additional properties in the area, the City hopes to eventually assemble a 6-acre site with about four usable acres. The surrounding area in the Mid-City Community is deficient in parks and the proposed park site offers one of the few opportunities in the area where the City already owns land and will be able to acquire additional land from CalTrans after completion of work on I-15 improvements.
Aud. Cert. 8900990.

FILE LOCATION: DEED F-4959 DEEDFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-124: (R-89-2432) ADOPTED AS RESOLUTION R-273784

Approving the acceptance by the City Manager of a deed of Del Mar Associates, conveying to the City a building restricted easement in Lots 4, 5, 6 and 8 of Somerset Village East, Map-11736; authorizing the execution of a quitclaim deed, quitclaiming to Del Mar Associates, all of the City's right, title and interest in the building restricted easement in Lots 4, 5, 6 and 8 of Somerset Village East, Map-11736.
(North City West Community Area. District-1.)

FILE LOCATION: DEED F-4960 DEEDFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-125: (R-89-2433) ADOPTED AS RESOLUTION R-273785
Approving the acceptance by the City Manager of the deed of Penasquitos Park View Estates conveying to the City a drainage easement in Lot 107 of Penasquitos Park View Estates Unit No. 5, Map-11657; authorizing the execution of a quitclaim deed, quitclaiming to Penasquitos Park View Estates, all the City's right, title and interest in the drainage easement in Lot 108 of Penasquitos Park View Estates Unit No. 5, Map-11657.
(Penasquitos East Community Area. District-1.)

FILE LOCATION: DEED - F-4961 DEEDFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-126: (R-89-2536) ADOPTED AS RESOLUTION R-273786

Proclaiming June 23, 1989, to be "U.S. Army Special Forces Day" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-127: (R-89-2437) ADOPTED AS RESOLUTION R-273787

Closing the Father Junipero Serra Trail in the Mission Trails Regional Park to all motor vehicle

traffic from Sunset on Friday, July 21, 1989 to 5:00 p.m. on Saturday, July 22, 1989, for the purpose of enabling Adventure 16, Inc. and several hundred volunteers to safely complete a cleanup of trash and debris from the trail. (Mission Trails Regional Park. District-7.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-128: (R-89-2515) ADOPTED AS RESOLUTION R-273788

Excusing Council Member Ed Struiksma from attending the regularly scheduled Council meeting of May 30, 1989, and the Redevelopment Agency meeting of May 30, 1989, to attend to official City business relating to SANDAG.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-129: (R-89-2520) ADOPTED AS RESOLUTION R-273789

Excusing Council Member Abbe Wolfsheimer from attending the regularly scheduled Council meeting of June 6, 1989, due to personal reasons.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-130: (R-89-2458) ADOPTED AS RESOLUTION R-273790

Authorizing the City Manager to apply for and accept from the California State Department of Boating and Waterways 1990 grant funding for floating restroom facilities at the Hodges, Otay, El Capitan and San Vicente Reservoirs.

(San Pasqual Valley Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The State Department of Boating and Waterways through its CAL-Boating Program is authorized to offer local grant assistance to public agencies for the installation of floating restroom facilities.

Currently, Hodges, Otay, El Capitan and San Vicente Reservoirs are being considered under this program for floating restroom facilities valued at \$51,000 each. The application deadline for inclusion in the State's 1990 Budget is June 30, 1989. Under this grant the purchase and installation as well as procurement of the necessary health permit(s) will be accomplished by the Department of Boating and Waterways. Out-of-pocket expenses for anchors and lines incurred by the City are 100 percent reimbursable. Passage of this resolution will authorize the City Manager to apply for and accept these grants.

WU-S-89-183.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-131: (R-89-2457) ADOPTED AS RESOLUTION R-273791

Authorizing the City Manager to apply for and accept from

the California State Department of Boating and Waterways
1990 grant funding for boat launching facilities at El
Capitan and Sutherland Reservoirs.

CITY MANAGER SUPPORTING INFORMATION: The State Department
of Boating and Waterways through its CAL-Boating Program is
authorized to offer local grant assistance to public agencies
for the development of boat launching facilities. Currently, El
Capitan Reservoir is being considered for a

\$125,000 grant for new boat launching facilities. Sutherland
Reservoir is being considered for a \$75,000 grant for boat
launching improvements. The application deadline for inclusion
in the State's 1990 budget is June 30, 1989. These grants are
100 percent reimbursable for direct costs associated with the
design and construction of the proposed facilities. Passage of
this resolution will authorize the City Manager to apply for and
accept these grants.

WU-S-89-184.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-132: (R-89-1891) ADOPTED AS RESOLUTION R-273792

Authorizing the expenditure of \$13,000 for the purpose of
paying to the Southern California Hazardous Waste
Management Authority the City's assessment for Fiscal Year
1988-1989, pursuant to the terms of the Joint Exercise of
Powers Agreement for Hazardous Waste Management, of which
the City of San Diego is a participating agency.

CITY MANAGER SUPPORTING INFORMATION: The City, along with
the County of San Diego and SANDAG, has been a member of the
Southern California Hazardous Waste Management Authority since
its incorporation as a joint powers agency in 1985. Other
members include the Counties of Orange, San Bernardino,
Riverside, Imperial, Santa Barbara and Ventura; the City of Los
Angeles; combined cities within each county; and a special
organization of Orange County cities. Originally, each member
contributed \$10,000, with other funding expected to come from
other governmental and private sources. The Authority has

received funds toward development of a regional hazardous waste management plan, as have counties throughout the State, in accordance with the Tanner Act (AB2948, 1986) which provides for county and regional hazardous waste management planning throughout the State.

The funding has not been sufficient to support the Authority planning process, the governing board, composed of elected representatives from each of the member agencies, has voted to

levy an assessment based on a formula that takes into consideration both population and hazardous waste generation. The Authority is nearing completion on a regional plan that will be helpful to our countywide hazardous waste management planning process. We recommend payment of the assessment. Funds were not included in the FY 1989 budget because we could not be sure whether there would be assessments and for what amounts, but sufficient funds are available in the Department of Waste Management.

Aud. Cert. 8900828.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-133: (R-89-2455 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-273793

Authorizing the City Manager and the City Auditor and Comptroller to add to the Fiscal Year 1989-1990 Capital Improvement Program, CIP-29-723, Handicapped Beach Access Ramps; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$20,000 from Capital Outlay Fund-Other, No. 30245.3, CIP-21-824.0, Balboa Park Administration Building Restoration, to CIP-29-723, Handicapped Beach Access Ramps.

(La Jolla Shores, Ocean Beach and Mission Beach Community Areas. Districts-1, 2 and 6.)

CITY MANAGER SUPPORTING INFORMATION: The proposed addition to the FY89 Capital Improvements Program will allow design work to begin on beach access ramps at Ocean Beach Park, at La Jolla Shores and at South Mission Beach. The City has a \$55,000 grant

from the State Coastal Conservancy for this project. The project will provide access from paved areas to the high tide line across the soft sand for persons in wheelchairs and for others with limited mobility. The ramps will be made from a plastic sheet material and will be rolled out in the morning and rolled up and stored in a metal cabinet at night. This is a demonstration project supported by the Committee for the Removal of Architectural Barriers.
Aud. Cert. 8901008.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A266-298.)

MOTION BY WOLFSHEIMER TO ADOPT AS AMENDED CHANGING THE WORD HANDICAPPED TO DISABLED PERSON. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-134: (R-89-2465) ADOPTED AS RESOLUTION R-273794

19890619

Authorizing the execution of a first amendment to the month-to-month lease agreement with Walt Rankin Associates, increasing the rent to fair market rent for the lease premises at San Diego Jack Murphy Stadium; approving the extension of the current month-to-month lease agreement Walt Rankin Associates; authorizing the City Manager to adjust the rent periodically to fair market rent for the above-mentioned lease premises.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Walt Rankin Associates, a sporting goods distributor that maintains administrative offices at San Diego Jack Murphy Stadium, has a month-to-month lease agreement with the City that commenced January 1, 1985. Rankin is currently paying \$224.95 per month for 312 square feet. As Council Policy 700-10 requires that all lease agreements for three years or more be approved by Council, and as Rankin's month-to-month agreement has continued beyond three years, the proposed amendment will raise Rankin's rent to fair market rent of \$228 per month and extend the month to month term. The rental adjustment is retroactive to January 1, 1989. All

other terms of Rankin's lease remain unchanged. Although this particular increase is negligible, the adjustment and extension is in accordance with said policy. The new rate reflects fair market rent as determined by a rental survey of Mission Valley office space with adjustments made for differences in other office space available and the office space at the Stadium.

FILE LOCATION: LEAS - Walt Rankin Associates; 61 (Stadium)
LEASFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-135: (R-89-2442) ADOPTED AS RESOLUTION R-273795

Authorizing the City Manager to execute Contract Change Order No. 5, issued in connection with the contract between the City and El Cajon Grading and Engineering, Inc. for Water and Sewer Main Replacement Group 460, for a net savings of \$93,749.50.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The City Council authorized advertising of Water and Sewer Main Replacement Group 460 on May 26, 1987. The City Manager awarded a contract for \$938,477.50 to the El Cajon Grading and Engineering Co., Inc. on June 25, 1987. This contract was 16.9 percent under the engineer's estimate of \$1,128,757. Field observations during construction resulted in a quantity reduction of several bid items. The major item reduced was the number of sewer laterals installed. Section 306-1.7 of the contract document calls for the replacement of all existing sewer laterals that are found to be in poor condition or constructed of concrete. Records of existing sewer laterals indicated a need to replace most of the laterals. After trenches were excavated, inspection of the existing laterals found that many were in better condition than expected. It was determined that 114 of the laterals could be reconnected to the main rather than being replaced. This resulted in a contract reduction of \$68,400 in sewer laterals alone. Under Section 306-15 of the contract document, only substandard existing water services were replaced. Thirty-one fewer replacements were required than originally estimated,

resulting in a savings of \$25,110. Further reductions in the quantities of temporary resurfacing, imported backfill, bedding materials, shoring, and one fire hydrant, created a total savings of \$112,278.50. The need for additional pipe and water valves plus miscellaneous unanticipated work increased contract costs by \$18,529.
WU-U-89-150.

FILE LOCATION: CONT - El Cajon Grading and Engineering Inc.
CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-136: (R-89-2448) ADOPTED AS RESOLUTION R-273796

Approving Change Order No. 7, issued in connection with the contract between the City and T.B. Penick and Sons, Inc. for the Improvements of Broadway Bus Accommodation Between 4th Avenue and 12th Avenue, amounting to a net increase in the contract price of \$69,411.83, and an extension of time of 97 working days.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On August 10, 1987, T.B. Penick & Sons, Inc., was awarded the construction contract for the Improvements of Broadway Bus Accommodation - Between 4th Avenue and 12th Avenue, identified as CIP-52-325.0. Change Order No. 7 is a final completed project quantity adjustment change order consisting of numerous items resulting in a net contract change order totaling \$69,411.83 and a 97-day time extension. The City of San Diego is contributing \$14,867.96 and the remaining \$54,543.87 will be paid from Federal Aid Urban funds. The major items of significant cost were as follows: Six additional traffic signal poles were replaced beyond original plans, in order to improve visibility and traffic safety; a 12-inch water main was rerouted to avoid conflict with other existing utilities; seven street lights were relocated further from the curbs to prevent being struck by the long articulate buses at bus stops; and additional asphalt overlay was provided as necessary to restore the street and provide a good riding surface over abandoned trolley tracks.

Aud. Cert. 8901016.

FILE LOCATION: CONT - T.B. Penick and Sons, Inc.
CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-150: (O-89-221) INTRODUCED, TO BE ADOPTED JULY 10, 1989

Introduction of an Ordinance amending the San Diego
Municipal Code by adopting the Uniform Fire Code, 1988
Edition, relating to Fire Protection and Prevention.
(See City Manager Report CMR-89-252.)

COMMITTEE ACTION: Reviewed by PSS on 5/31/89.
Recommendation to approve amendments to the Uniform Fire Code
and allow annual review of fees. Districts 2, 3, 4, 6 and 7
voted yea.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A319-403.)
MOTION BY ROBERTS TO INTRODUCE. Second by Pratt. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-not present.

ITEM-151: (R-89-2600) ADOPTED AS RESOLUTION R-273797

Approving the allocation of 1990 social service
expenditure for the programs adopted by the Public
Services and Safety Committee on May 31, 1989; authorizing
the City Manager to execute 35 agreements with community
agencies to operate social service programs during the
first two months of Fiscal Year 1990 at the funding levels
recommended by the Public Services and Safety Committee on
May 31, 1989; authorizing the City Auditor and Comptroller
to transfer \$332,878 from the General Fund (Fund 100), to
the Human Care Services Special Fund (Fund 19662), and
expend \$332,878 to operate 24 social service programs;

authorizing the City Auditor and Comptroller to expend \$246,352 from Fund 18525 (15th Year CDBG Entitlement) to operate 11 social service programs; authorizing the City Manager to increase the cost of meals served in the Senior Nutrition Program, operated by the San Diego Unified School District by \$.25, bringing the total cost that seniors pay per meal to \$1.25.
(See City Manager Report CMR-254.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A403-C184.)

Motion by Pratt to amend City Manager recommendation as noted in City Manager Report number 89-303 by making the following changes to the Social Service Programs Recommended Budget: Reduce number 10, Community Shelter Program, by \$5,000; Reduce number 24, Recreational Facility Program, by \$3,400; Raise number 41.3, Telephone Hotline for Sexual Assault and Family Violence, to \$20,000. Second by Struiksma. No vote.

MOTION BY McCOLL TO ADOPT AND TO REFER TO THE PUBLIC SERVICES AND SAFETY COMMITTEE THE ISSUE OF THE TWO-YEAR PHASING OUT OF MEDIATION. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-200: (R-89-2406) ADOPTED AS RESOLUTION R-273798

Authorizing the execution and delivery of a sale agreement and grant deed with the Sharp Cabrillo Hospital relating to the transfer of the health facilities known as Sharp Cabrillo Hospital.
(See City Manager Report CMR-89-291.)

FILE LOCATION: DEED F-4962 CONTFY89-1 DEEDFY89-1

COUNCIL ACTION: (Tape location: C333-344.)

MOTION BY ROBERTS TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-201: (R-89-2387) ADOPTED AS RESOLUTION R-273799

Authorizing the execution of a contract with Dames and Moore, a Professional Limited Partnership, to prepare an historic survey of the Logan Heights and Barrio Logan Neighborhoods; authorizing the expenditure of an amount not to exceed \$35,000 from Fund 18524, Dept. 5666, Org. 6602, for the purpose of providing funds for the above project.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This project was authorized by the City Council, allocating \$35,000 from 1988 Community Development Block Grant funds. A Request-for-Proposals concerning the historic survey was issued in January, 1989, and five firms responded. Interviews were conducted by a Selection Committee from the Planning Department and the Community Planning Group. Dames and More was recommended to conduct the survey. The historic survey will be completed in 39 weeks, and produce an historic survey report with specific recommendations for Historical Site board consideration. The Urban Conservation Section (Planning Department) will administer this agreement. The Southeast Community Planning Group strongly endorses the historic survey. Aud. Cert. 8900982.

FILE LOCATION: MEET CCONFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-202: (R-89-2521) ADOPTED AS RESOLUTION R-273800

Council confirmation of the appointment by the Mayor of Alan J. Ziehaus, to serve as a member of the San Diego Civil Service Commission, for a term ending January 9, 1994, to replace David Bain, who has resigned.

(See the memorandum from Mayor O'Connor dated 6/1/89, with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed

by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-S400: (R-89-2562) ADOPTED AS RESOLUTION R-273801

Approving Change Order No. 1, dated May 15, 1989, issued in connection with the contract between the City and Angus Asphalt Inc. for the Underground Storage Tank Program - Fuel Facility - Miramar Landfill, amounting to a net increase in the contract price of \$24,994.50; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$24,994.50 from CIP-33-084.0, Underground Hazardous Materials Storage Tanks, to CIP-33-084.5, Fuel Facility - Miramar Landfill; authorizing the expenditure of an amount not to exceed \$24,994.50 from CIP-33-084.5, Fuel Facility - Miramar Landfill, for the purpose of funding this change order.

(Miramar Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: An advertisement seeking bids for the Miramar Landfill Fuel Facility was published November 3, 1988. Five bids were received on November 17, 1988. Angus Asphalt, Inc. was awarded a contract, in the amount of \$36,988, for the Miramar Landfill Fuel Facility Project pursuant to Resolution R-272599 on January 10, 1989. The work was to include utilizing existing underground single wall fuel tanks. These tanks were to be repiped and otherwise modified to bring them into compliance with the State laws and local regulations. One of the tanks, which passed a precision test on May 19, 1988, was found to be leaking. Federal and State law require that leaking tanks be removed when they are discovered. Based on the amount of diesel fuel used at the site (up to 20,000 gallons per week) it was deemed prudent to replace the leaking 3,000 gallon tank with a double-wall 10,000 gallon tank. Currently diesel fuel deliveries are made once a week (7,500 gallons is a full load). This has already caused logistical problems when deliveries are late. It is substantially less expensive to install a new tank now, while a contractor is on site and the excavation is open rather, than letting a contract next Fiscal Year. The additional funding is necessary to remove the leaking tank and install the new, larger tank.
Aud. Cert. 8901043.

FILE LOCATION: CONT - Angus Asphalt Inc. CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-S401: (R-89-2464) ADOPTED AS RESOLUTION R-273802

Authorizing the Director of the Intergovernmental Relations Department to communicate with the appropriate legislative officials of the federal government the City of San Diego's support of H.R. 2265, to amend the Internal Revenue Code of 1986, to exclude from gross income the value of certain transportation furnished by an employer; authorizing the Director of the Intergovernmental Relations Department to seek an amendment to H.R. 2265 to add an inflation factor or specify an annual increase in the dollar amount of the monthly benefit in order to provide for subsequent inflationary increases in the cost of transportation benefits provided by employers.

(See Intergovernmental Relations Department Report IRD-89-26.

COMMITTEE ACTION: Reviewed by RULES on 6/7/89.

Recommendation to approve the Intergovernmental Relations Department's recommendation to support with amendment. Districts 2, 4, 6, 7 and Mayor voted yea. District 3 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-205; A298-307.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S402: (R-89-2584 Rev.1) ADOPTED AS AMENDED AS RESOLUTION R-273803

19890619

Directing the Intergovernmental Relations Department to

seek an amendment to AB 471 to clarify the legislative requirement for trip reductions; directing the Intergovernmental Relations Department, City Manager and Planning Department to review Section XI of Council Policy OOO-19 and propose amendments if necessary.

(See Intergovernmental Relations Department Report IRD-89-27.)

COMMITTEE ACTION: Reviewed by RULES on 6/7/89.

Recommendation to approve recommendations #3 and #5, and forward recommendations #1, #2, and #4 to the full City Council with no recommendations. Districts 2, 4, 6, 7 and Mayor voted yea.

District 3 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C366-646.)

MOTION BY McCOLL TO SUPPORT STAFF RECOMMENDATION NUMBERS 3 & 5 OF INTERGOVERNMENTAL RELATIONS DEPARTMENT REPORT NUMBER 89-27.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

MOTION BY STRUIKSMA TO SUPPORT STAFF RECOMMENDATION NUMBER 2 OF INTERGOVERNMENTAL RELATIONS DEPARTMENT REPORT NUMBER 89-27.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

MOTION BY STRUIKSMA TO SUPPORT STAFF RECOMMENDATION NUMBER 4 OF INTERGOVERNMENTAL RELATIONS DEPARTMENT REPORT NUMBER 89-27.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

MOTION BY STRUIKSMA TO SUPPORT STAFF RECOMMENDATION NUMBER 1 OF INTERGOVERNMENTAL RELATIONS DEPARTMENT REPORT NUMBER 89-27.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

ITEM-S403: (R-89-2560) ADOPTED AS RESOLUTION R-273805

Requesting SANDAG Board and the Regional Transportation Commission to: Designate Jackson Drive as an arterial road in the City and its connection to SR-52, as an interchange, as an integral part of the SR-52 project;

confirm that the SR-52 project includes the Jackson Drive interchange, and associated environmental mitigation costs which are to be funded as part of the SR-52 project costs by Proposition A State Highway Funds; and include the Jackson Drive interchange in the SR-52 freeway project prior to an adopted agreement being signed by the City.

(See Memorandum from Deputy Mayor Judy McCarty dated 5/22/89. Mission Trails Regional Park Community Area. District-7.)

COMMITTEE ACTION: Initiated by TLU on 5/27/89.

Recommendation to reaffirm the status of Jackson Drive and SR-52 as an arterial road in the City, making its connection to SR-52 an integral part of the SR-52 project to be built by CalTrans. The Environmental Mitigation needed shall also be included in the total project cost. This Resolution is to be presented to the Regional Transportation Commission before any freeway agreement is signed by the City of San Diego. Districts 1, 2, 4 and 5 voted yea. District 8 not present.

COMMITTEE CONSULTANT SUPPORTING INFORMATION: Construction of State Route 52 from I-5 to SR-67 is scheduled for completion in 1995. CalTrans is currently designing the freeway portion from Santo Road to Mission Gorge Road. The Jackson Drive interchange will be incorporated in this design phase. It is State policy when designing and constructing a State funded freeway system to include the design, environmental mitigation, and construction costs of freeway projects including interchanges when an intersecting arterial road is in place prior to freeway construction.

The Jackson Drive extension from Mission Gorge Road to SR-52 is Proposition A funded and its construction will be completed concurrently with the SR-52 freeway. CalTrans has informed the City that since the SR-52 freeway is not a State funded project, funding for the \$6.6 million Jackson Drive interchange must be approved by the Regional Transportation Commission (RTC). The RTC has indicated that since the interchange was not part of the original SR-52 project approved by the voters, the RTC is unwilling to fund the Jackson Drive interchange.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D001-149.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,

Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-not present.

ITEM-S404: (R-89-2101) REFERRED TO THE PUBLIC FACILITIES AND
RECREATION COMMITTEE

Authorizing the City Manager to enter into negotiations and
to execute a consent to sublease agreement with San Diego
Parasail Adventures to operate parasailing tours off
Mission Beach.

(See City Manager Report CMR-89-206. Mission Beach
Community Area. District-6.)

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A022-129.)

MOTION BY HENDERSON TO REFER BACK TO THE PUBLIC FACILITIES AND
RECREATION COMMITTEE AT THE REQUEST OF MATT PETERSON FOR
FURTHER

COMMITTEE REVIEW. Second by Roberts. Passed by the following
vote: Wolfsheimer-yea, Roberts-yea, McColl-not present,
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-not present.

ITEM-S405: (R-89-2579) ADOPTED AS RESOLUTION R-273806

In the matter of reconsideration of action taken by the
City Council on Monday, June 12, 1989 (Item S406) in
respect to directing the Intergovernmental Relations
Department to oppose the appropriation of \$5.79 million for
purposes of an ORV park in Otay Mesa.

(Otay Mesa Community Area. District-8.)

NOTE: Two votes are required in connection with this item:

- 1) 6 votes to waive the rules to allow reconsideration and
- 2) 5 votes to reconsider. If the reconsideration is
adopted, the item will be discussed on Tuesday, 6/20/89,
Item S500.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C344-366.)

MOTION BY STRUIKSMA TO WAIVE THE RULES TO ALLOW RECONSIDERATION.
Second by McColl. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY PRATT TO RECONSIDER. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-S406: (R-89-2539) ADOPTED AS RESOLUTION R-273807

Authorizing the execution of a Personal Services Agreement with John H. Montgomery and John R. O'Donnell for Washington, D.C. representation, for the period of July 1, 1989 through June 30, 1990; expressing appreciation to John R. O'Donnell and John H. Montgomery for the excellent job they do on behalf of the City.

(See Intergovernmental Relations Department Report IRD-89-25.)

COMMITTEE ACTION: Reviewed by RULES on 6/7/89.
Recommendation to approve the Intergovernmental Relations Department's recommendation to extend the agreement. Districts 2, 4, 6, 7 and Mayor voted yea. District 3 not present.
Aud. Cert. 8901060.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A204-205; A298-307.)
CONSENT MOTION BY MCCOLL TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S407:

Four actions relative to congratulating students for their efforts:

Subitem-A: (R-89-2585) ADOPTED AS RESOLUTION R-273742

Congratulating Thomas Wallace Colthurst for his exemplary efforts studying the mathematical properties of his newly discovered family of fractals.

Subitem-B: (R-89-2586) ADOPTED AS RESOLUTION R-273743

Congratulating Michaela Katherine Spehn for her exemplary efforts studying giardia in the San Diego River.

Subitem-C: (R-89-2587) ADOPTED AS RESOLUTION R-273744

Congratulating Erica Genenne Rowe for her exemplary efforts studying subgroups of the feline infectious peritonitis virus.

Subitem-D: (R-89-2588) ADOPTED AS RESOLUTION R-273745

Congratulating Daniel Edwin Hauck for his exemplary efforts developing computer programs now in use at the United Cerebral Palsy Center.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C184-333.)

MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent, the meeting was adjourned by Deputy Mayor McCarty at 4:26 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D168).